(4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

**WRIT PETITION No. 2689 OF 2004**

PETITIONER

M. F. Ansari, aged about 41 years, S/o Late Shri M. H. Ansari, presently posted as Principal (Grade-II), Industrial Training Institute, Jagdalpur, District Bastar (Chhattisgarh)

P. R. No. 27/9/04
Presented by Shri S. R. Jaiswal
dated 18-8-04

**Versus**

RESPONDENTS

1. State of Chhattisgarh through the Secretary, Department of Technical Education and Manpower Planning, D. K. S. Building, Mantralaya, Raipur (Chhattisgarh)

2. Director, Directorate of Employment and Training, Chhattisgarh, Raipur.

3. Joint Director, Directorate of Employment and Training, Chhattisgarh, Raipur

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18.8.04
Clerk to A. G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(48)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 2699 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश |
|---|---|---|

**20/01/2005**: -

Shri Sameer Behar learned counsel for the petitioner.

Shri U.N.S. Deo, learned Govt. Advocate, for the State/respondents, on advance copy.

Heard on I.A. No.5946 of 2004 which is an application for urgent hearing.

The matter is taken up on Board. Hence, I.A. No.5946 of 2004 stands disposed of.

Heard on the question of admission of this writ petition.

The petitioner is working as Principal Grade-II in the Industrial Training Institute, Jagdalpur, district Bastar, C.G.. The submission of the learned counsel appearing for the petitioner is that a departmental proceeding was initiated against the petitioner on 09/06/2000. Copy of the show cause notice is filed as Annexure-P/1. After show cause notice, a charge-sheet was also issued vide Annexure-P/2 and the petitioner was called upon to give his reply within fifteen days. In response to the said charge-sheet the petitioner submitted his reply dated 14/07/2000 vide Annexure-P/3. Learned counsel appearing for the petitioner submits that thereafter no action has been taken by the disciplinary authority and the departmental proceeding is still pending with them. He further submits that a representation was also filed vide Annexure-P/4. Though the petitioner has prayed for quashing the proceeding of the departmental enquiry in this writ petition, but the learned counsel appearing for the petitioner makes a limited prayer that

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 2689 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश -2- | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश |
|---|---|---|

the disciplinary authority may be directed to complete the departmental enquiry within the stipulated period so that the matter may come to an end forever.

Learned counsel appearing for the State/respondents does not oppose this limited prayer at the pre-admission stage.

In the opinion of this Court ends of justice would be served if a direction is given to the enquiry officer and the disciplinary authority to dispose of the pending disciplinary proceeding against the petitioner as early as possible preferably within a period of eight months from the date of filing of the copy of this order along with the copy of Writ Petition No.2689 of 2004.

Consequently, it is directed that the petitioner shall file a copy of this order along with a copy of Writ Petition 2689 of 2004 before the disciplinary authority/enquiry officer within a period of fifteen days' from today and on such documents being filed, the said authority shall dispose of the departmental proceeding of the petitioner as early as possible preferably within a period of eight months from the said date of production of this order.

With the aforesaid observations, the petition stands finally disposed of.

Let certified copy of this order be supplied as per rules.

Sd/-
Sunil Kumar Sinha
Judge